GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Industries & Commerce Department – Mines & Geology – Vigilance Report – Issued Temporary permits- Large scale illegal quarrying of Gravel in Sy.No.208/2 and 208/3 of R. Tallavalasa village, Bheemunipatnam (M), Visakhapatnam District – Necessary action for realization of evaded seigniorage fee, Market value and fine of 52,29,619 from temporary permit holders - Sri. N. Ranga Rao, the then Deputy Director of Mines and Geology, Vishakhapatnam(Retd.) – Departmental Proceedings under Rule-20 of Andhra Pradesh Civil Services (Classification,Control and Appeal) Rules, 1991 – Articles of charges – Issued.

INDUSTRIES & COMMERCE (Vig) DEPARTMENT

G.O.RT.No. 213 Dated: 28-10-2020

Read the following:

1. From the GA(V&E) Dept Vigilance Report No. 48, Dt:04.10.2018
2. Govt. Memo No. INC01-MG/12/2018-VIG; Dt: 24.12.2018.
3. From DMG, Letter No. 2113559/E1/Vg/2018; Dt: 24.09.2020.
4. G.O Rt No.211, Ind & Com (Vig) Dept., dated. 28-10-2020.

ORDER:

In continuation of the orders issued under Rule 24 of Andhra Pradesh civil Services (Classification, Control and Appeal) Rules 1991 in the reference 4th read above, it is proposed to hold an inquiry against Sri. N. Ranga Rao, the then Deputy Director of Mines and Geology, Vishakhapatnam(Retd.) in accordance with the procedure laid down in Rule-20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules,1991, read with Rule-9 of A.P. Revised Pension Rules 1980.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charges and statement of imputations in Annexure I&II. A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed in Annexures III & IV.

3. Sri. N. Ranga Rao, the then Deputy Director of Mines and Geology, Vishakhapatnam(Retd.) is directed to submit his written statement of defense (WSD) within 10 days from the date of receipt of this order and also to state whether he desires to be heard in person.

4. Sri. N. Ranga Rao, the then Deputy Director of Mines and Geology, Vishakhapatnam(Retd.) is informed that, an inquiry will be held only in respect of those articles of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri. N. Ranga Rao, the then Deputy Director of Mines and Geology, Vishakhapatnam(Retd.) is further informed that if he does not submit his written statement of defense (WSD) on or before the date specified in para-3 above, further action will be taken based on the material available.

6. Attention of Sri. N. Ranga Rao, the then Deputy Director of Mines and Geology, Vishakhapatnam(Retd.) is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings it will be presumed that Sri. N. Ranga Rao, the then Deputy Director of Mines and Geology, Vishakhapatnam(Retd.) is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule-24 of the Andhra Pradesh Civil Services (Conduct) Rules,1964.

(P.T.O)

7. The receipt of the G.O. may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri. N. Ranga Rao, the then Deputy Director of Mines and Geology, Vishakhapatnam(Retd.) through Director of Mines & Geology, Ibrahimpatnam(With request to serve & return served copy to Government)
The Director of Mines & Geology, Ibrahimpatnam.
SF/SC.

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE – I

ARTICLES OF CHARGES FRAMED AGAINST SRI. N. RANGA RAO, THE THEN DEPUTY DIRECTOR OF MINES AND GEOLOGY, VISHAKHAPATNAM(RETD.)

CHARGE

Sri. N. Ranga Rao, the then Deputy Director of Mines and Geology, Vishakhapatnam(Retd.), during his tenure as Deputy Director of Mines and Geology, Vishakhapatnam noticed certain irregularities.

Sri. N. Ranga Rao, the then Deputy Director of Mines and Geology, Vishakhapatnam(Retd.) has failed to forward the feasibility report to the Screening Committee and to the Director of Mines & Geology and granted temporary permits in the Sy.No. 208/3 and 208/2 of R. Tallavalasa village against the guidelines stipulated in G.O.Ms. No.2, Dated: 02.01.2013.

Thus, the delinquent officer failed to perform his legitimate duties and thereby violated Rule-3 of APCS (Conduct) Rules, 1964.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

ANNEXURE - II

Statement of imputations on Misconduct/Misbehavior in support to the charges framed against Sri. N. Ranga Rao, the then Deputy Director of Mines and Geology, Vishakhapatnam(Retd.) the following irregularities have been taken place during his tenure.

Sri. K. Padmanabha Rao & Smt. K. Satyavathi were applied for grant of temporary permits for excavation of gravel in their D-Patta lands over and extent of 2.03 Acres in Sy. No. 208/3 & 3.02 Acres in Sy.No. 208/2 of R.Tallavalasa village, Bheemunipatnam (M), Vishakapatnam district respectively, on 15.12.2012. The ADM&G has requested the Tahsildar Bheemunipatnam Mandal to submit feasibility report for grant of temporary permit for quarrying of gravel on above said areas.

The Tahsildar Bheemunipatnam Mandal has reported that the total extent of land is 12.20 Acres in Sy.No. 208 of Tallavalasa (V) and "D" form Patta for the land measuring an extent of 2.03 Acres were allotted in favour of Sri. K. Padmanabha Rao, S/o Lakshmikantham vide D.R.No. 134/C, Dt. 08.11.1992 and "D" form Patta for the land measuring an extent of 3.02 Acres were allotted in favour of Smt. K. Satyavathi , W/o Apparao vide D. R. No. 133/C, Dt. 08.11.1992. Finally he has recommended for grant of temporary permit for quarrying of gravel for a period of three months vide Lr. No. L. Dis. No. 160/2013/A, Dt. 07.01.2016, & vide Lr. No. L. Dis. No. 161/2013/A, Dt. 07.01.2016., in favour of Sri.K. Padmanabha Rao, & Smt. K. Satyavathi respectively.

The Revenue Divisional Officer, Vishakhapatnam has also inspected the above said area and recommended for grant of temporary permit subject to submit the feasibility /technical report on applied land(Assigned land) be forwarded to the Director of Mines & Geology for necessary permission as per G.O.M.S. No.2, Revenue (Assn.1) Department Dt. 02.01.2013. The Assistant Director of Mines and Geology, Vishakhapatnam, has recommended for grant of temporary permits and submitted proposals to the Deputy Director of Mines & Geology, Visakhapatnam in favour of Sri. K. Padmanabha Rao and Smt. K. Satyavathi in Sy.No. 208/3 & 208/2 of R. Tallavalasa Village Bheemunipatnam Mandal, Visakhapatnam District, for the quantity of 10,719 & 24,281 Cum respectively without obtaining the necessary permissions from the Director of Mines & Geology.

Based on the recommendations of the Assistant Director of Mines & Geology Visakhapatnam the Deputy Director of Mines &Geology has granted the temporary permits in favour of Sri. K. Padmanabha Rao and Smt. K. Satyavathi in Sy.No. 208/3 & 208/2 of R. Tallavalasa Village Bheemunipatnam Mandal Visakhapatnam District, for the quantity of 10,719 & 24,281 Cum respectively, vide Memo No. 1427/Q-IV/TP/2016, Dt. 09.05.2016. and vide Memo No. 1427/Q-IV/TP/2016, Dt. 09.05.2016. Though he has a member Convener of District Level Screening Committee for disposal of Prospecting license, Mining Lease and Quarry Lease applications in Patta/Government Lands, he failed to forward the feasibility reports issued by the RDO in favour of Sri. K. Padmanabha Rao & Smt. K. Satyavathi for approval of the District Level Screening Committee under Chairmanship of District Collector , Visakhapatnam and Director of Mines & Geology, though the RDO, Visakhapatnam alerted and informed the same in his reports vide Rc. No. 2346/2013/D, Dt. 23.01.2016 and Rc.No. 2347/2013/D Dt. 23.01.2016. Further accorded permission for issue of Temporary permits against the guidelines issued in the Govt. vide G.o.Ms. No. 2 , Dt. 02.01.2013.

Sri. N. Ranga Rao, the then Deputy Director of Mines and Geology, Vishakhapatnam(Retd.) failed to discharge his legitimate duties with due care and negligence resulting in adversely affecting the administration is thereby held responsible for the same and thus violated the Rule -3 of APCS(Conduct) Rules, 1964.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

ANNEXURE – III

DRAFT LIST OF DOCUMENTS RELIED UPON TO SUBSTANTIATE CHARGES FRAMED AGAINST SRI. N. RANGA RAO, THE THEN DEPUTY DIRECTOR OF MINES AND GEOLOGY, VISHAKHAPATNAM(RETD.)

1. Vigilance Report No : 48, (C.No. 511/V&E/NR-1/2017, Dt. 04.10.2018.)
2. Rc. No. 2347/2013/D Dt. 23.01.2016 of the Revenue Divisional Officer, Visakhapatnam.
3. G.O.Ms. NO.2, Dt. 02.01.2013. of Revenue (Assignments.I) Department.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

ANNEXURE – IV

DRAFT LIST OF WITNESS TO SUSTAIN THE CHARGES FRAMED AGAINST SRI. N. RANGA RAO, THE THEN DEPUTY DIRECTOR OF MINES AND GEOLOGY, VISHAKHAPATNAM(RETD.)

1. Tahsildar of Bheemunipatnam Mandal.
2. Revenue Divisional Officer, Vishakapatnam.
3. Smt. K. Sathyavathi, temporary permit holder.
4. Sri. K. Padmanabha Rao, temporary permit holder.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT